



MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF COMMISSIONERS
FOR THE
COUNTY OF LEE, STATE OF NORTH CAROLINA

APRIL 7, 2008

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 9:00 a.m. in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Robert H. Brown, James C. Kelly, Jerry M. Lemmond, Nathan E. Paschal, John T. Quiggle, Robert T. Reives, and Linda A. Shook.

Chairman Brown presided and called the meeting to order. The following business was transacted:

County Attorney K. R. Hoyle delivered the invocation.

The pledge of allegiance was recited.

Mr. Marc Clark from the Employee Selection Committee introduced Ms. Melissa Lett, Accounting Technician II, with the Lee County Department of Social Services as the *April 2008 Employee of the Month*. Chairman Brown awarded Ms. Lett with her awards which include a day off with pay, a *Star Award*, a framed certificate, a pizza (compliments of Papa John's Pizza), Coca Cola products from Sanford Coca Cola Bottling Company, and a movie rental from the Movie Gallery.

The Board considered changes to the agenda. Commissioner Reives asked that County Manager John Crumpton give the Phase I project report for Lee County High School under New Business instead at the end of the meeting as scheduled under the County Manager's Report. With no additional changes or revisions to the agenda, Commissioner Kelly moved to approve the above revision to the agenda. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Kelly moved to approve the agenda as amended. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Lemmond moved to approve the Consent Agenda as presented, which consisted of the following items:

- Minutes from the March 17, 2008 regular meeting;
- Minutes from the March 24, 2008 work session with the Board of Education;
- Resolution in memory of Dr. William White (copy attached);
- Bid from Sanford Contractors in the amount of \$715,000 for Tramway Road Park Phase II;
- Acceptance of \$17,400 from local Rotary Clubs for the construction of a shelter at Tramway Road Park;
- Budget Amendment #04/07/08/#20 (copy attached); and
- Application for Lottery funds to be applied to debt service for the Board of Education (copy attached)

Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Lemmond read the Resolution in Memory of Dr. William (Bill) White and presented said resolution to Dr. White's wife.

The following individuals spoke during the *Public Comments* section of the meeting:

- Michelle Morie, 2642 Buckingham Drive, Sanford
- Keith Clark, 233 Chris Cole Road, Sanford
- Jeff Coggins, 236 Wendy Lane, Sanford
- Bill Carter, 2916 Forest Glen, Sanford
- Houston Rickard, 823 Walker Road, Sanford
- Landon Baucom, President of the Sanford-Lee County Youth Council
- Jay Hollingsworth, 148 Courtside Lane, Sanford
- William McIntyre, 148 Courtside Lane, Sanford

Mr. Mike Watson, Executive Director from Sandhills Center Mental Health appeared before the Board and discussed the *Sandhills Quarterly Report* for period ending December 31, 2007. Mr. Watson also discussed Lee County's Community Access Unit which handles walk-in and telephone clients on a 24-hour 7 days per week basis, screening, triage and referral statistics, the number of consumers served, client counts by service, hospital admission trends, State and community hospital admissions, and Medicaid support services. Mr. Watson stated that the Sandhills Center was not asking for any additional funding for the upcoming year. No action was taken.

Mr. Scott Horton from the North Carolina County Commissioners Association presented Chairman Brown (on behalf of Lee County), with a plaque as one of the winners of the *2007 Outstanding County Program Awards* that is awarded annually by the County Commissioners Association as a way to recognize innovative programs. The award was presented in recognition for the Sanford-Lee County Youth Council program that was submitted by Ms. Lesa Price. The intent of the Outstanding County Program awards is to recognize and share information with other counties about programs that involve a uniquely innovative process, solution or idea to address a county issue and/or to prevent a future problem from developing.

County Attorney K. R. Hoyle discussed various General Statutes that relate to what Boards of Commissioners can do to obtain money to provide buildings for schools. County Manager John Crumpton discussed the Phase I school project for Lee County High School and ongoing costs that should be considered for additional programs the Lee County Board of Education wishes to implement. Mr. Crumpton stated he would be meeting the following day with representatives from the Local Government Commission to discuss school matters and Lee County's borrowing and debt capacity. No action was taken.

Ms. Pat LeRoy, Director of Emergency Services for the American Red Cross - Triangle Chapter, completed the required paperwork to appear before the Board and discuss the role of Red Cross as it relates to the community. Ms. LeRoy also discussed current activities, disaster response, training and classes offered, the need for volunteers, and service delivery should a disaster occur. No action was taken.

Concerned citizens from the Hawkins Avenue, Greensboro Avenue, McGill Street, and Hill Avenue area completed the required paperwork to appear before the Board and discuss the proposed Level IV juvenile treatment facility proposed for the 700 block of Hawkins Avenue. Ms. Ruth Gurtis of 114 Hawkins Avenue, Ms. Shannon Gurwitz of 700 Hawkins Avenue, and Mr. David Glass of 716 Hawkins Avenue appeared before the Board and asked for support in opposition to the planned treatment facility. Ms. Gurtis presented a petition with 300+ names that were against the location of the proposed treatment facility. After some discussion, Commissioner Lemmond moved to approve a resolution in support of area residents against the location of a Level IV treatment facility on the 700 block of Hawkins Avenue, a copy of which is attached to these minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Chairman Brown called for a five minute recess at 11:05.

Upon returning from recess at 11:13, Chairman Brown called the meeting back to order, with all Commissioners present.

The Board considered a request from the Lee County Board of Elections for additional funding for their current budget. Board of Elections Director Nancy Kimble addressed the Board and stated that due to three additional one-stop sites being opened for the May 2008 Primary, the department was short \$18,555 required to pay for equipment, voting booths, storage and transport bags, telephones, advertising, printing, mailings, signage, and security. Ms. Kimble stated her department would be receiving \$28,436 from the State for repayment from the recent

ABC election, along with a \$46,000 grant from the Help America Vote Act (HAVA) program. These funds will also be used toward financing the May Primary. After some discussion, Commissioner Reives moved to approve the request for \$18,555 from the County's General Fund to the Board of Election's current budget. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton discussed with the Board engineering proposals for Restoration Planning and Construction Observation with S&EC Soil and Environmental Consultants for the Lee County Industrial Park. Mr. Crumpton stated that S&EC Soil and Environmental Consultants continue to work with the Army Corp of Engineers and the North Carolina Department of Water Quality to bring the Industrial Park into compliance with their rules and regulations. The County contracted with S&EC to complete a review of the park, define wet land and stream areas in the park, and to work with the agencies to bring permits into compliance. A Restoration Plan is now needed as the next step, followed by bids to complete that phase of the plan. The engineering work will consist of two phases – Restoration Plan/Construction Observations and the Pre-Construction Notification Applicant to the US Army Corps of Engineers and the NC Division of Water Quality. Mr. Crumpton asked the Board to approve a \$9,550.00 agreement with S&EC Soil and Environmental Consultants for a Restoration Plan and Construction Observation and a \$6,850.00 agreement for Preparation and Submittal of the Pre-Construction Notification Application. Total requested amount is \$16,400 and will be paid from the County's Non-Designated Fund Balance/Contingency Fund. After some discussion, Commissioner Reives moved to approve the two above agreements with S&EC Soil and Environmental Consultants as presented by the County Manager for a total of \$16,400. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton discussed a letter received recently from Representative Jimmy Love in reference to Medicaid Relief as related to the 2007 Appropriations Act. The letter was presented for information only and no action was taken.

Mr. Crumpton discussed with the Board a recent letter received from Broadway Town Manager Bob Stevens asking if the County would be interested in working with them to assist selected Broadway residents to participate in the recycling program at the County's Convenience Centers. Mr. Stevens stated that not all Broadway residents were interested in paying the additional monthly fee for Waste Management to pick up recycled goods; however, there were some that would be interested in using the County's recycling services. Mr. Crumpton suggested that a permit system of approximately \$50 per year be offered to Broadway residents interested in the program. After some discussion, Commissioner Kelly moved for the County Manager and Solid Waste Superintendent to work on a permit plan to assist Broadway residents with recycling at the County's Convenience Centers. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Mr. Crumpton gave the Board an update on the Community Development Block Grant (CDBG) Program and stated that one house is ready for final inspection. Mr. Crumpton stated the project was going very well at this time. No action was taken.

Mr. Crumpton stated he was still working with the City Manager to resolve the E-911 issue concerning a recent bill that was passed affecting 911 funding. The legislation created a new 911 Board at the State level and gave them authority to regulate the expenditure of 911 funds in the State. The primary change in the legislation that affects the County is the provision that only allows 911 funds to be spent on the County's primary PSAP and certified backup PSAP. The County does not operate the primary PSAP – the City of Sanford does. The secondary PSAP is not a backup because it does not have the proper equipment to take all calls the City of Sanford does at this time. Mr. Crumpton further stated the State 911 Board recognizes the County as the proper entity to receive 911 funds since we were the ones that levied the tax. The 911 Board has determined they can no longer release funds to the County without either the county running the primary PSAP, or having a signed contract in place. Funds are not currently available for the County to build a new 911 center; therefore, we must recognize the City of Sanford as the primary PSAP in the county so 911 funds will be released by the State Board. Mr. Crumpton stated he will continue to negotiate with the City and try to get a signed contract as soon as possible. No action was taken.

Chairman Brown discussed a request from Central Carolina Community College President Dr. Matt Garrett to meet with the CCCC Board of Trustees at 5:00 p.m., Monday, April 28, 2008, to discuss activities for the previous year and explain budget needs for the coming fiscal year. After some discussion, Board members agreed to meet with the CCCC Board of Trustees and the Clerk was instructed to notify Dr. Garrett of their action.

With no further business to come before the Board, Commissioner Lemmond moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned at 11:50 a.m.

Robert H. Brown, Chairman
Lee County Board of Commissioners

ATTEST:

Gaynell M. Lee, Clerk